

# House File 2679 - Enrolled

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HOUSE FILE 2679

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1 3 AN ACT  
1 4 RELATING TO AGRICULTURAL DRAINAGE WELLS BY PROVIDING FOR THE  
1 5 IMPLEMENTATION OF WATER QUALITY PRACTICES AS AN ALTERNATIVE  
1 6 TO CONSTRUCTING ALTERNATIVE DRAINAGE SYSTEMS.  
1 7  
1 8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
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1 10 Section 1. Section 460.303, Code 2005, is amended to read  
1 11 as follows:  
1 12 460.303 AGRICULTURAL DRAINAGE WELLS ~~== ALTERNATIVE~~  
~~1 13 DRAINAGE SYSTEM WELL WATER QUALITY ASSISTANCE FUND.~~  
1 14 1. An ~~alternative drainage system~~ agricultural drainage  
1 15 well water quality assistance fund is created in the state  
1 16 treasury under the control of the soil conservation division.  
1 17 The fund is composed of moneys appropriated by the general  
1 18 assembly, and moneys available to and obtained or accepted by  
1 19 the division or the state soil conservation committee  
1 20 established pursuant to section 161A.4, from the United States  
1 21 or private sources for placement in the fund.  
1 22 2. Moneys in the fund are subject to an annual audit by  
1 23 the auditor of state. ~~The fund is subject to warrants written~~  
~~1 24 by the director of the department of administrative services,~~  
~~1 25 drawn upon the written requisition of the division.~~  
1 26 3. The fund shall be used to support ~~the alternative~~  
~~1 27 drainage system~~ an agricultural drainage well water quality  
1 28 assistance program as provided in section 460.304. Moneys  
1 29 shall be used to provide financial incentives under the  
1 30 program, and to defray expenses by the division in  
1 31 administering the program. However, not more than one percent  
1 32 of the money in the fund is available to defray administrative  
1 33 expenses. The division may adopt rules pursuant to chapter  
1 34 17A to administer this section.  
1 35 4. The division shall not in any manner directly or  
2 1 indirectly pledge the credit of the state.  
2 2 5. Section 8.33 shall not apply to moneys in the fund.  
2 3 Notwithstanding section 12C.7, moneys earned as income,  
2 4 including as interest, from the fund shall remain in the fund  
2 5 until expended as provided in this section.  
2 6 Sec. 2. Section 460.304, subsections 1 and 2, Code 2005,  
2 7 are amended to read as follows:  
2 8 1. The soil conservation division shall establish an  
2 9 ~~alternative drainage system~~ agricultural drainage well water  
~~2 10 quality~~ assistance program as provided by rules which shall be  
2 11 adopted by the division pursuant to chapter 17A. The program  
2 12 shall be supported from moneys deposited in the ~~alternative~~  
~~2 13 drainage system~~ agricultural drainage well water quality  
2 14 assistance fund created pursuant to section 460.303.  
2 15 2. To the extent that moneys are available to support the  
2 16 program, the division shall ~~provide~~ expend moneys from the  
2 17 ~~fund to do the following:~~  
2 18 a. Provide cost-share moneys to persons closing  
2 19 agricultural drainage wells ~~located within designated~~  
~~2 20 agricultural drainage well areas, and constructing alternative~~  
~~2 21 drainage systems which are part of a drainage district in~~  
2 22 accordance with the priority system established pursuant to  
2 23 section 460.302. In conjunction with closing agricultural  
2 24 wells, the division shall award cost-share moneys to carry out  
2 25 the following projects:  
2 26 (1) Construct alternative drainage systems.  
2 27 (2) Establish water quality practices other than  
2 28 constructing alternative drainage systems, including but not  
2 29 limited to converting land to wetlands.  
2 30 The amount of moneys allocated in cost-share payments to a  
2 31 person qualifying under the program shall not exceed seventy=  
2 32 five percent of the estimated cost of ~~installing~~ carrying out  
2 33 the ~~alternative drainage system~~ project or seventy-five  
2 34 percent of the actual cost of ~~installing~~ carrying out the  
2 35 ~~alternative drainage system~~ project, whichever is less.  
3 1 b. Contract with persons to obtain technical assessments  
3 2 in agricultural drainage well areas, including but not limited  
3 3 to areas having a predominance of shallow bedrock or karst

3 4 terrain as the division determines is necessary to carry out a  
3 5 project.

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CHRISTOPHER C. RANTS  
Speaker of the House

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JEFFREY M. LAMBERTI  
President of the Senate

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3 17 I hereby certify that this bill originated in the House and  
3 18 is known as House File 2679, Eighty-first General Assembly.

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MARGARET THOMSON  
Chief Clerk of the House

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THOMAS J. VILSACK  
Governor

Approved \_\_\_\_\_, 2006